

CHARTER,
BY-LAWS,
AND
RULES AND REGULATIONS
OF THE
MT. LEBANON CEMETERY
ASSOCIATION.

LOCATED AT LEBANON, PENN'A.

LEBANON, PA.:
WORTH & REINOEHL, PRINTERS.
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AN ACT

TO INCORPORATE THE UNION CEMETERY ASSOCIATION, OF THE BOROUGH OF LEBANON AND ITS VICINITY.

SECTION 1.—Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted by the authority of the same, *That* TITUS T. WORTH, AMOS R. BOUGHTER, JOSIAH FUNCK, ANTHONY S. ELY, WILLIAM M. BRESLIN, SAMUEL P. SHOURS, JAMES W. EBUR, JOHN G. SNAVELY, JACOB WEIDLE, GEORGE GLEIM, SAMUEL BEHM, CHARLES E. ROHLAND, SAMUEL P. KENDALL, JOHN LIGHT OF SAMUEL, ABRAHAM SHERK, GEORGE HOFFMAN, EDWARD A. UHLER, SAMUEL REINOEHL, with such other persons as they associate with them, and their successors be, and they are hereby created a body politic, and corporate in the law by the name, style and title of the UNION CEMETERY ASSOCIATION, and by that name shall have perpetual succession, and be able to sue and be sued in any Court of law or equity, and may have and use a common seal, and the same at their pleasure alter and renew, and shall have power to purchase, have, hold and enjoy to them and heir successors any real estate which they may purchase in the vicinity of Lebanon, for the purpose of establishing said Cemetery. *Provided*, that the whole quantity of real estate to be held

by them as a corporation, shall not exceed Thirty Acres, and the said corporation shall have authority to receive gifts or bequests for the purpose of ornamenting or improving said Cemetery, and to hold such personal property as may be deemed necessary to carry out the objects of this act.

SECTION. 2.—That the affairs of said corporation be conducted by a President and five Managers, who shall be elected by a majority of the votes of the members of the corporation, on the First Monday of November in each and every year, and in case no election shall be held at the time aforesaid, the officers of the preceding year shall continue in office until an election shall be held, the said President and Managers shall fill all vacancies which may occur in their own body, and shall have power to lay out and ornament the grounds purchased for said Cemetery, to erect such buildings thereon as may be proper and necessary for the enjoyment of the same, to lay out, sell and dispose of burial lots, to appoint all necessary officers, and fix their several duties and compensation, and to make such By-Laws, Rules and Regulations as they may deem proper, for conducting the affairs of the corporation, for the government of lot holders and visitors to the Cemetery, and for the transfer of lots, and the evidence thereof.

SECTION 3.—That every lot conveyed in said Cemetery shall be held by the proprietor, for the purpose of sepulture alone, transferable with the consent of the majority of the managers, and shall not be subject to attachment or exe-

eution, that said exemption from attachment or execuution shall not extend to more than four lots held by one individual, that no street or highway shall hereafter be laid out through said Cemetery, without the consent of the Association.

SECTION 4.—That all the money realized by the sale of lots shall be appropriated to the payment of purchase money of said Cemetery and, enclosing and improving the grounds, ornamenting, repairing and maintaining said Cemetery, and for the purpose of erecting such buildings as may be deemed necessary, and paying expenses incident thereto.

SECTION 5.—That each lot holder shall become a member of the Association, and have one vote at any election which may be held for Managers or other purposes; that until an election shall be held under the provisions of this Act, the persons hereby incorporated shall be the Managers of the Corporation. Should any of the above named corporators refuse to serve, those who do serve shall have the power to appoint persons in their room and stead.

W. C. A. LAWRENCE,
Speaker of the House of Representatives.

JNO. CRESSWELL, JR.
Speaker of the Senate.

Approved the Thirtieth day of March, A. D.,
one thousand, eight hundred and fifty-nine.

WM. F. PACKER.

SUPPLEMENT

TO AN ACT ENTITLED AN ACT INCORPORATING
THE UNION CEMETERY ASSOCIATION, OF THE
BOROUGH OF LEBANON, AND ITS VICINITY,
APPROVED MARCH THIRTIETH, ONE THOUSAND
EIGHT HUNDRED AND FIFTY-NINE.

SECTION 1.—Be it enacted by the Senate and House of Representatives, of the Commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted by the authority of the same, *That* the Association shall hereafter be known by the name of the MOUNT LEBANON CEMETERY ASSOCIATION, and that the quantity of land held by the said Association, for burial and ornamental purposes, shall not exceed one hundred acres, and that the same shall forever be exempt from taxation. That in lieu of a President and five Managers, members of the Association, who shall be elected by ballot, on the first Monday in March, between the hours of one and four o'clock, in the afternoon, in each and every year, by a majority of the members of the Association, present at such election, at the first election four persons shall be elected to serve for three years, four persons to serve for two years, and four persons to serve for one year, and annually, thereafter, four persons to serve for three years; and the said Managers shall elect one of their number to act as President, to serve for one year, a ma-

ajority of said Managers to constitute a quorum for transaction of business, ten days' notice of holding annual elections to be given, by publication in one newspaper published in the Borough of Lebanon, the place to be designated for holding said election, by a majority of the Managers. That each original subscriber or shareholder, shall be a member of the Association, and entitled to one vote at each and every election, and that as soon as the moneys received from the sale of burial lots, in said Cemetery, shall be sufficient to pay the amount expended, with interest, and the expenses that have been incurred in laying out, enclosing and improving the Cemetery grounds, and erecting the necessary buildings, then each lot holder shall become a member of the Association, and have a right to vote for the officers hereof, and all elections thereafter, under the act to which this is a supplement. Each member of the corporation shall be entitled to one vote for each lot held by him or them.

SECTION 2.—That if at any time hereafter, in the opinion of said Association, it is deemed necessary or expedient to sell or mortgage a portion of the grounds included in the one hundred acres, and not at the time laid out in burial lots, they shall be and are hereby authorized to sell or mortgage so much thereof, and at such time as may be designated by a majority of the Association, at a meeting to be held for that purpose, after due notice given, and that the proceeds arising from such sale or mortgage shall be applied towards or-

namenting Cemetery grounds or the payment of debts due and owing by said Association, or the purchase of other and additional grounds, *Provided*, if any lands are sold and additional lands purchased, the whole quantity of acres shall not exceed one hundred acres, to be held by said Association.

B. B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

Approved the first day of March, Anno Domini, one thousand, eight hundred and seventy.

JNO. W. GEARY.

SUPPLEMENTAL

CHARTER, PASSED MARCH 11, 1870.

That the said Association shall hereafter be known by the name of MOUNT LEBANON CEMETERY ASSOCIATION, OF LEBANON, PENN'A; that the number of acres to be purchased and used for cemetery purposes shall not exceed one hundred acres, and that the said cemetery shall be exempt from taxation, and that the words "lot holders," where it occurs, in fifth, &c., be stricken out, and words "original subscribers" inserted.

BY-LAWS OF MOUNT LEBANON CEMETERY ASSOCIATION.

ARTICLE I.

Stated Meeting.

The stated meetings of the Board of Managers of the Mount Lebanon Cemetery Association shall be held quarterly on the first Tuesday in March, June, September and December, in each and every year, the first of which shall be considered the annual meeting.

ARTICLE II.

Election of Officers.

At said annual meeting, in each and every year, the Board of Managers shall elect, in addition to a President as required by the charter, a Treasurer, Secretary, and Superintendent, to serve for the ensuing year and until a successor shall be duly elected and enter upon the duties of his office.

ARTICLE III.

Standing Committees.

At the annual meeting, in each year, the President shall appoint two Standing Committees—one on finance and accounts and the other on the grounds, each to consist of three members, and to serve for one year.

ARTICLE IV.

Duties of President.

It shall be the duty of the President, or in his absence, of a chairman, elected pro tempore by the Board, to preside at all meetings of the Association, to enforce the by-laws and rules of order, to order the yeas and nays, at the request of any two members, and to perform all other duties pertaining to a president of such meeting. He shall sign all orders directed by the Board of Managers, to be drawn upon the treasurer, and none others, and shall execute all deeds and other instruments of writing, ordered by the Board of Managers, in accordance with the charter and by-laws of the Association.

He may call special meetings of the Board of Managers, whenever he shall deem it necessary; or at the written request of three members of the Board, he shall also call such meetings; but in either case he shall give one day's notice to each manager. He shall appoint all special committees that the Board may see proper to order, and shall have the privilege of voting on all occasions.

ARTICLE V.

Duties of Treasurer.

The Treasurer, before entering upon the duties of his office shall give his bond with such security as may be approved by the Board of Managers, in the sum of three thousand dollars, for the faithful performance of his trust, and the delivery to his successor upon his death, resignation, removal or retirement from office, of all books, papers, moneys, vouchers, security or other property whatsoever belonging to the Association, that he may have in his custody or be liable for at the time. He shall receive from the Secretary, once each month or oftener, all moneys belonging to the Association, and give his receipt for the same; and shall pay all orders properly signed by the President and attested by the Secretary. He shall keep an accurate account of all moneys received and orders paid by him, with the date thereof, and make a written report of the same to the Board of Managers, at each stated meeting, for the preceding quarter; and at the annual meeting make such report for the whole year. He shall hold his books and papers subject to the call and examination of the Board or the committee on finance and accounts.

ARTICLE VI.

Duties of the Secretary.

The Secretary, before entering upon the duties of his office, shall give his bond with such security as may be approved by the Board o

Managers, in the sum of one thousand dollars, for the faithful performance of his duties.

He shall receive all moneys due and coming to the Association, from whatever source, and keep an exact account of the date when received, and from whom and for what purpose, paying the same to the treasurer once every month or oftener if called, taking his receipt therefor.

He shall have power to issue permits for interment, in accordance with the by-laws, rules and regulations of the Association, and shall receive the specified charges for the same.

He shall keep a true and impartial record of the proceedings of the Board of Managers and the Association, and shall call all special meetings when directed by the President. He shall draw all instruments of writing, and attest the deeds ordered by the Board of Managers, and keep a record of the deeds and transfers and register of all the lot holders, with the number and section of the lots. He shall present to the Board, at each stated meeting, a written report of the amount of money received from all sources; and at the annual meeting an additional report of the number of lots sold and the amount of money received by him during the preceding year.

He shall hold his books and papers subject to the call and examination of the Board of Managers and the committee on finance and accounts, and on his resignation, removal or retirement from office, shall deliver to his suc-

cessor all the books and papers and other property whatsoever, belonging to the Association, in his custody or charge at the time.

ARTICLE VII.

Committee on Finance and Accounts.

The Committee on Finance and Accounts shall under the direction of the Board of Managers, have the supervision of all the financial affairs of the Association, and shall examine and audit the accounts of the Treasurer and Secretary quarterly, and make a written report of the same to the Board of Managers, at their stated meetings.

ARTICLE VIII.

Committee on Grounds.

The Committee on Grounds shall, under the direction of the Board of Managers, have the supervision of all the buildings and grounds of the Association, and of all repairs, improvements and additions, to or upon the same. They shall hear and decide all disputes between lot holders, or report the same to the Board of Managers, if their decision is not submitted to.

They shall see that the Superintendent attends strictly to his duties, and direct him in all matters relating to the Cemetery and grounds, and shall make report of their transactions at the annual meeting or whenever required by the Board of Managers.

ARTICLE IX.

Superintendent.

The Superintendent, under the direction of

the Committee on Grounds, shall supervise and attend to all the work on the grounds, and shall see that the by-laws, rules and regulations relating to the Cemetery, shall be observed and complied with in all respects.

He shall keep a true record of every interment, noting the name and age of the person interred, with the number and section of the plot, and the precise spot thereof.

ARTICLE X.

Compensation of Secretary and Treasurer.

The Treasurer shall receive twenty-five dollars for his services per annum.

The Secretary shall receive for his services the sum of one hundred dollars per year, and twenty-five cents for each and every deed made out by him. This to be in addition to the fee for acknowledgment and stamps. He shall also charge twenty-five cents for each deed for the use of the Association.

ARTICLE XI.

Amendments.

Proposed amendments to these by-laws, shall be presented only at stated meetings, and in writing, and shall lie over from the meeting at which they are presented, until the next following stated meeting, and shall be adopted only when a majority of the whole Board of Managers vote for them.

RULES AND REGULATIONS.

Admittance and Conduct of Visitors.

1. The gates will be open on all days from sunrise to sunset, except on Sundays, when they will be open from 12 o'clock noon until sunset.
2. Carriages will be admitted to the grounds, but shall not be driven through them faster than a walk nor off the roads.
3. Saddle horses and dogs shall not be admitted.
4. Visitors are requested not to pay money to the gatekeeper or other servants of the Association.
5. Visitors are forbidden to bring refreshments upon the grounds.
6. Visitors are forbidden to pluck flowers, or to break or take up any tree, shrub or plant to discharge any gun or other firearms; to write upon, deface, break or injure any monument, tombstone, fence, railing or other structure within the enclosure of the grounds of this Association under such penalties as are prescribed by the laws of Pennsylvania.
7. Children shall not be admitted unless accompanied by some grown person, who in all cases will be held accountable for their conduct.
8. Visitors making unseemly noises or otherwise conducting themselves indecorously will be required to leave the grounds forthwith.

9. The Superintendent or other servant of the Association may require the name of any visitor, and may exclude such visitor from the grounds upon his refusing to give his name or upon his giving a false name.

10. Visitors are required to keep on the walks, and are forbidden to walk over, on or upon any block, whether enclosed or not.

he Superintendent and Servants of the Association.

1. In the erection of walls, railing and ornaments, in building vaults, etc., and in making repairs thereto, workmen and others will be required to conform to the directions of the Superintendent as to boundaries, as to the deposit and removal of the earth excavated of materials, etc., for such erection and repairs.

2. The Superintendent shall have the general direction of all funerals within the grounds of the Association.

he Enclosure, Use and Embellishment of Lots.

1. Walls or curbing for the enclosure of lots shall be erected within the lines thereof, and shall not exceed two feet in height. No railings, hedges or wooden fences shall be erected or enclosures.

2. Lot owners shall not raise the level of their lots above the level of the surrounding ground.

3. Lot owners may, according to their taste and judgment, plant trees or shrubbery in their lots, (under the direction of the Committee on

Ground as to the kind of trees,) and otherwise improve and embellish the same; but a lot owner shall not remove a growing tree without the assent of the Committee on Ground, nor shall his improvements and embellishments be of such a character as to encroach on or interfere with the ground of adjoining lot holders.

4. Graves shall not be dug within six inches of the line of a lot.

5. The Association reserves to itself the right of preventing the erection of any such monument as would be improper and inappropriate, or as would interfere with the general effect or obstruct any principal view; of removing any offensive or improper inscription or sculpture; of removing such trees as by reason of their roots, branches or decay may become detrimental, inconvenient or dangerous, and of the fact in each of these cases the Board of Managers of the Association are to be the final and exclusive judges.

6. Improvements shall not be made upon any lot before the purchase money therefor has been paid and a permit to enter thereon has been obtained from the Secretary.

7. A lot in this Cemetery shall not be used for any other purpose than the burial of the dead. The owner of a lot may allow to be buried therein any person not of his own family or connection, provided he does so free of charge and without compensation. The owner of a lot shall not transfer or resell the same to any person whatsoever without the consent of the Association first had and obtained.

Burials.

1. Graves shall be dug only under the direction of the Superintendent by workmen in the employ of the Association.
2. Before a grave can be dug a permit to dig it must be obtained from the Secretary, which permit shall not be granted until the purchase money for the lot and the fees for digging the grave have been paid.
3. Notice of an intended burial must be such as to give the Superintendent at least eight hours of daylight in which to have the grave prepared.
4. The fees for digging graves are as follows:
For a large grave, three dollars.
For two or more graves prepared together, each two and a half dollars.
For a single grave four to five feet, two dollars.
For a single grave three to four feet, one and a half dollars.
For a single grave two to three feet, one dollar.
For a walled single grave, one dollar and cost of material additional.

REGULATIONS

As to the Erection of Monuments, Head and Foot Stones and Foundation and Flagging.

1. No monument or head or foot stone that requires a foundation or flagging shall be erected on the grounds of the Association, save upon a foundation or flagging prepared therefor by the said Association.

2. The dimensions of the foundation or flagging to be prepared will be determined by the Superintendent of the Cemetery, who, upon demand, will give to the person applying for the same a note of its dimensions and cost, upon presenting which to the Secretary, and paying the price therein specified, the Secretary will issue a permit to the Superintendent authorizing him to make the foundation or flagging therein described.

3. Every head or foot stone having a socket must have a foundation, either walled or of flagging, which may be walled when the grave is walled, or flagging when it is not walled.

4. Every head or foot stone not having a socket in a single piece must have such a length that at least twenty inches may be inserted in the ground, with a flat stone under it laid in sand.

5. Foundations and flagstones shall not be

said in December, January, February, March, or at any other time when frost is in the ground.

6. The Association will not prescribe the depth to which socket-holes should be cut; but the Association will insist that whatever work of this kind is done, it shall be done in workmanlike manner and so as to secure reasonable durability.

7. When the Superintendent of the Cemetery shall be satisfied that work has not been done in a workmanlike manner and so as to secure satisfactory durability, he shall at any time within five years after it has been set up call upon the marble-cutter who made it and set it up, to perfect it and make it good, and until it shall have been perfected and made good no permit shall be issued to such marble-cutter or to any firm of which he is a member, or to the proprietor of any marble-yard in which he is a workman.

Care of Lots.

The Board of Managers will, upon application being made, fix the amount of deposit for perpetual care of any lot or lots at such a sum as shall appear to be equitable. If the monuments or headstones upon the lot are included an additional charge will be made, according to the nature of said structures.

ORIGINAL SUBSCRIBERS.

BOUGHTER, AMOS R.
BROOKS, JOHN C.
BOWMAN, DAVID.
BOWMAN, WM. G.
BOWMAN, JOS., Treas.
BRESLIN, WM. M.
DAUGHERTY, JERE E.
DERR, W. M.
DUNDORE, H. K.
EBUR, F. H.
ELY, A. S.
FISHER, PHILIP.
FORSTER, THOS.
FRANTZ, T. P.
GOBIN, J. P. S.
GLEIM, GEORGE.
GUILFORD, SIMEON.
GEORGE, JOHN.
GLONINGER, C. D.
GRITTINGER, ADAM.
HOFFER, ISAAC.
HOFFMAN, GEORGE.
HENRY, C.
HUBER, WM. A.
HYNICKA, L. R.
HAUER, JACOB C.
HAIN, ADAM.
KILLINGER, J. W.

KLEIN, THEO. B.
KRAUSE, GEORGE.
KLINE, GEO. W.
KENDALL, S. P.
KARCH, JOS.
KREINER, W. F.
LIGHT, FELIX H.
LIGHT, A. S.
LIGHT, GIDEON.
LOUSER, JOHN.
MEILY, CHAS. H.
MILLER, J. H.
MATTHES, JOHN.
MEILY, JOHN.
MISH, JOHN W.
MCCAULLY, P. F.
NITRAUER, J. T.
REINHARD, GEO. F.
REINOEHL, ADOLPHUS.
RISE, ADAM.
RAUCH, JOHN B.
REINOEHL, GEO. H.
REINOEHL, JOHN.
REINOEHL, TOBIAS, S. S.
ROSS, GEORGE.
SHUGAR, JOHN H.
SEIDEL, JOHN B.
SIEGRIST, A. F.
SMITH, JACOB.
STINE, S. J.
SHANTZ, JOS.
STRICKLER, A.
SHIRK, WM.
SMITH, MICHAEL.

UHLER, JOHN A.
UHLER, EDWARD A.
WORTH, T. T.
WEIMER, L. E.
WEIDMAN, GRANT.
WILHELM, A.
WEIDMAN, E. C.
WEIDLE, JACOB.
WEIMER, JOHN A.
YORDY, JOHN.
YOUNG, JOHN.